

**THE NOTES BELOW REPRESENT
NOTES AFTER THE SECOND CHECK
HAS BEEN COMPLETED. NO FURTHER
DOCUMENTS WILL BE REVIEWED PRIOR
TO HEARING.**

Proposed Local Rules have been posted and can be viewed by visiting
<http://www.sbcounty.gov/courts/pdfs/misc/proposedrules.pdf>

The court welcomes your comments on these proposed rules. Please send them via E-mail to dmeyers@courts.sbcounty.gov or mail them to San Bernardino County Superior Court, 303 West Third Street, Mail Stop 240, San Bernardino, CA 92415. Comments are due by May 12, 2008. If sending comments close to the end of the comment period, please email only.

The Probate Examiners can be reached at ProbateNotes@courts.sbcounty.gov. Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. PLEASE DO NOT SEND EMAILS TO STATE THAT DOCUMENTS HAVE BEEN FILED, TO REQUEST A CONFIRMATION OF WHETHER DOCUMENTS HAVE BEEN RECEIVED, OR TO REQUEST THE CLEARING OF NOTES. No legal or procedural advice may be given.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS700339

CASE NAME: MTR RE LATOYA LYNN STAFFORD

HEARING:

Petition for Appointment of Guardian

COUNSEL:

ETHEL LUISE PIGGUE (GP)...PRO/PER
LAToya LYNN STAFFORD (MIN)...

GENERAL INFORMATION

Temporary orders granted on 12/18/07.

Continued from 11/4/08 and 02/11/108 at request of DCS. Nothing new filed.

Continued from 03/10/08. Petitioner appeared at 9:30 and was given a copy of the calendar notes and the continuance date. Nothing new filed.

Continued from 04/14/08.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by non-relative, minor 12

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. **Declaration filed by petitioner 4/28/08 stating minor ran away and was apprehended for criminal activity, that petitioner withdraws petition and will not appear on 5/12/08.**
2. Mother has signed nomination, waiver and consent.
3. Minor has signed waiver and consent.
4. Need to file proof of personal service on father or due diligence declaration.
5. Need to file proof of mailed service on MGF, unknown.
6. Request to excuse notice on PGF. Petitioner states name unknown. Judge to decide.
7. Request to excuse notice on MGM and three siblings. Petitioner states all parties moved in February to an unknown address. No search indicated. Judge to decide.
8. Favorable DCS report is filed.

RECOMMENDATION

Take petition off calendar.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS700341

CASE NAME: MATTER RE GEORGE ROLON, JESSENIA ROLON, MARLENE RO

HEARING:
Petition for Appointment of Guardian

COUNSEL:

PAULA HERNANDEZ	(GP)...AVILES & ASSOCIATES
GEORGE ROLON	(MIN)...
JESSENIA ROLON	(MIN)...
MARLENE ROLON	(MIN)...

GENERAL INFORMATION

Temporary guardianship denied 12/26/07.

Continued from 01-22-08 at request of counsel to clear notes. Nothing new filed.

Continued from 03/03/08 at request of Joyce Vega to clear notes.

THIS CASE IS SET FOR HEARING ON

Petition for guardianship, person only, by sister, minors 16, 8, 6.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No bond – person only.
2. **Letter from atty Guhin on 4/25/08 stated that the minors were placed in dependency guardianship and that this court cannot act. Suggest court inquire re juvenile proceedings. This court cannot make probate guardianship orders if the juvenile court has taken jurisdiction.**
3. Child Information Attachment (GC210(CA)) indicates that the children are not currently living with the proposed guardian.
4. Mailed notice filed on mother, father and foster parent, however personal service is required per Pr. C. §1511.
5. Need notice of hearing and mailed service on PGPs, MGPs, and siblings 12 and older.

RECOMMENDATION

Need to clear notes.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS800111

CASE NAME: IN THE MATTER RE ALEXIS C ENRIQUEZ

HEARING:
Petition for Appointment of Guardian

COUNSEL:
REBECCA F GAMBOA (PET)...PRO/PER
ALEXIS C ENRIQUEZ (MIN)...

GENERAL INFORMATION
Temporary guardianship denied on 04/14/08

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only MGM,
minor 6.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Person only (per caption) - no bond. However, at page 1 of the child information attachment and section 8 of the petition, petitioner states that guardianship of person and estate is requested. There appears to be no estate for the child at this time. Suggest court confirm that petition is for guardianship of person only.
2. Need notice of hearing and proof of personal service on mother and father.
3. Need notice of hearing and proof of mailed service on MGF and PGPs.
4. Child Information Attachment section 1c(2) indicates this minor may be of Indian ancestry. Need Notice of child custody proceeding for Indian Child (ICWA-030) and proof of service per directions at section 1c(2) of Child Information Attachment (or deliver complete form to the court per instructions at same location).
5. Suggest court review Confidential Screening Form (tabbed).

RECOMMENDATION
Need notice.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS800112

CASE NAME: IN THE MATTER RE BRANDON D PRATT, BRYAN D PRATT

HEARING:
Petition for Appointment of Guardian

	COUNSEL:
JANET L PRATT	(PET)...PRO/PER
BRANDON D PRATT	(MIN)...
BRYAN D PRATT	(MIN)...
BARRY D PRATT SR	(PET)...PRO/PER

GENERAL INFORMATION

Temporary guardianship denied on 04/14/08

THIS CASE IS SET FOR HEARING ON Petition for appointment of guardianship, person only by PGPs (but see below), minors 7 and 6.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. All documents are signed by both PGPs and both parties submitted questionnaires, etc. However, the captions in the petition, order, and letters indicate that guardian is to be PGM only. Do both parties intend to be appointed as co-guardians? If so, need amended petition, order, letters, etc. and new notice. Suggest court clarify.
3. PGF failed to sign the first page of the guardianship questionnaire. Need to Sign at page 1 if proceeding as to this petitioner (see note above).
4. Need notice of hearing and proof of personal service on mother and father.
5. Need notice of hearing and proof of mailed service on MGPs.

RECOMMENDATION

Need to clear notes.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS800119

CASE NAME: IN THE MATTER RE DAVID SILVA

HEARING:

Petition for Appointment of Guardian

COUNSEL:
TOMAS ALEX CALZADA (PET)...PRO/PER
DAVID SILVA (MIN)...

GENERAL INFORMATION

Temporary guardianship granted 04/16/08.

THIS CASE IS SET FOR HEARING ON Petition for appointment of Guardianship, person only by non-relative, minor 15.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Person only, no bond.
2. Petitioner is a non-relative. Need DCS report.
3. Need notice of hearing and proof of personal service on mother.
4. Minor 12+ signed consent and waiver.
5. Due diligence filed for father. Little search indicated. Judge to decide.
6. Need notice of hearing and proof of mailed service for MGPs and PGPs.
7. See confidential guardian screening form, tabbed yellow.

RECOMMENDATION

Need notice and DCS report.

(cbr)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS800120

CASE NAME: MTR RE AUBREE FREEMAN

HEARING:

Petition for Appointment of Guardian

COUNSEL:

MARY MACKESSY (GP)...PRO/PER
AUBREE FREEMAN (MIN)...

GENERAL INFORMATION

Temporary guardianship denied on 04/17/08.

THIS CASE IS SET FOR HEARING ON Petition for appointment of guardianship, person only by Great MGM, minor 22 months.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. Need notice of hearing and proof of personal service on mother.
3. Due diligence filed for MGF on basis he is unknown. Copy of birth certificate of mother provided. JTD.
4. Need notice of hearing and proof of mailed service on PGPs.
5. Suggest court review Guardianship Questionnaire, tabbed.
6. Confidential Screening Form is missing Attachment 9. Need completed Form.

RECOMMENDATION

Need to clear notes.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: GARSS800121

CASE NAME: IN THE MATTER RE ALIYAH MARIE HERNANDEZ

HEARING:
Petition for Appointment of Guardian

COUNSEL:
ERNESTO HERNANDEZ (PET)...JAMES E NEWNHAM
ALIYAH MARIE HERNANDEZ (MIN)...

GENERAL INFORMATION

Temporary guardianship denied on 04/17/08 – no physical custody.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardianship, person only by PGF, minor 3.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. Mother was served via mail. Need notice of hearing and proof of service on mother per Pr.C. §1511.
3. Father is deceased.
4. Need notice of hearing and proof of mailed service on MGPs and PGM.
5. Minor resides with mother. Temporary guardianship was denied on this basis.
Suggest court inquire re petitioner's lack of custody of minor.

RECOMMENDATION

Need notice and clarification re note 5.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: SG SS00122

CASE NAME: MATTER OF JOHN MICHAEL MORY ET AL

HEARING:
Hearing re Final Discharge

COUNSEL:
LISA MARIE MORY (MIN)...
JOHN MICHAEL MORY (MIN)...
CARRIE MARIE MORY (GE)...ELISABETH KEMPE-OLINGER

GENERAL INFORMATION

Ninth and final accounting granted on 07/02/07.

THIS CASE IS SET FOR HEARING ON re: Final Discharge.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No receipts or petition for final discharge have been filed. Need same.

RECOMMENDATION

When receipts or final discharge order are not filed as ordered, the court may take the action specified in Pr.C. § 800 and CCP § 128.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE DUKE D ROUSE

DATE: 05/12/08 TIME: 9:00 DEPT: S4P

CASE #: SG SS05401

CASE NAME: MTR OF HALLIE JANE BAKER

HEARING:

FIRST Account and Report of PALMYRA JANE BAKER and Petition for allowance of fees filed.

COUNSEL:

PALMYRA JANE BAKER (GE)...JAMES D MADDEN
HALLIE JANE BAKER (MIN)...

GENERAL INFORMATION

Accounting covers period: 9/15/06 – 1/16/08

Assets on hand: \$160,176.77 (cash)

Continued from 3/10/07 at request of counsel.

Continued from 04/07/08 at request of counsel to address calendar notes.

THIS CASE IS SET FOR HEARING ON First Account Current and Petition for Allowance of Fees

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Attorney requests fees of \$611.00. Billed at a reduced rate of \$90/hour for a total of 6.9 hours. This calculates to \$621.00. Court may wish to inquire if counsel is waiving the difference? JTD
2. Petitioner makes no request for fees.

RECOMMENDATION

RFA subject to court's determination re fees. If approved, set next accounting review for 3/22/10 (accounting period 1/17/08 to 1/16/10). Accounting to be filed 30 days in advance.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: GARSS800067

CASE NAME: IN THE MATTER RE MALAKAI NICHOLE WESSLUND

HEARING:

Petition for Appointment of Guardian

COUNSEL:

DAWN MARIE MILLER (PET)...PRO/PER
WALTER JEROME MILLER (PET)...PRO/PER
MALAKAI NICHOLE WESSLUND (MIN)...

GENERAL INFORMATION

Temporary orders granted 3/10/08

Continued from 04/07/08.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by paternal grandmother and spouse, minor 1 ½

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Need to file proof of personal service on father and mother or due diligence declaration(s).
2. The court previously dispensed with notice to PGF and MGF as name/whereabouts are unknown.
3. Court may wish to review Confidential Screening form(s) (tabbed)

RECOMMENDATION

Need notice.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: GARSS800117

CASE NAME: IN THE MATTER RE KEVIN JIMENEZ

HEARING:
Petition for Appointment of Guardian

	COUNSEL:
VICTOR REYES	(PET)...PRO/PER
KEVIN JIMENEZ	(MIN)...

GENERAL INFORMATION
Temporary guardianship granted 04/14/08.

THIS CASE IS SET FOR HEARING ON Petition for appointment of guardianship, person only by Paternal Uncle, minor 15.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. Section 6(c) of the child information attachment is incomplete as to intent to adopt.
Need to file verified supplement.
3. Mother is deceased.
4. Need notice of hearing and proof of personal service on father
5. Need notice of hearing and proof of mailed service on MGPs and siblings 12+.
6. Minor signed consent and waiver.

RECOMMENDATION
Need to clear notes.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: SG SS03079

CASE NAME: MATTER OF ELAINE DEJESUS & ERNIE SUAREZ

HEARING:
Petition for Termination of Guardianship

	COUNSEL:
ERLINDA GUZMAN	(GP)...PRO/PER
EDWARD GUZMAN	(GP)...PRO/PER
ELAINE DEJESUS	(MIN)...
ERNIE GUZMAN	(MIN)...

GENERAL INFORMATION

Continued from 03/03/08. Referred to Court Investigator for investigation and report. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship by mother.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

- 1 Petitioner contends that guardians will be re-locating ward out of state. Court may wish to inquire if allegations are true.
- 2 Need notice and proof of mailed service on father, PGPs and siblings 12+.
- 3 Court Investigator report filed.

RECOMMENDATION

Need notice.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: SG SS04070

CASE NAME: MTR OF RENA N. BROCHINNI-WATERS

HEARING:
Petition for Termination of Guardianship

COUNSEL:
MIKE S. SMITH (GP)...PRO/PER
DONNA SMITH (GP)...PRO/PER
RENA N. BROCHINNI-WATERS (MIN)...

GENERAL INFORMATION:

Letters of Guardianship originally issued 2/17/04

Continued from 8/13/07. Court refers matter to Court Investigator for investigation and report.

Continued from 11-19-07 on court's motion due to pending Petition to Terminate Parental Rights. Nothing new filed.

Continued from 03/10/08. Nothing new filed with exception of notice of continuance.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship, filed by mother, minor 4

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Petitioner/mother alleges she has completed her program and is now able to care for minor.
2. Need to file proof of mailed service to individuals listed in item 9 of the petition.
3. Opposition filed by guardians.
4. Court Investigator's report filed.

RECOMMENDATION:

Need notice and then court's discretion.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: SG SS05257

SEE PAGE 5A ALSO

CASE NAME: MTR OF JOSHUA E HARRIS ET AL

HEARING:
Accounting Review

COUNSEL:

STEPHANIE M GUZMAN (GPE)...KARIN HORSPOOL
JOSHUA E HARRIS (MIN)...
ANISSA J RAMOS (MIN)...

GENERAL INFORMATION

Continued from 1/7/08, 2/11/08 and 04/07/08 at request of counsel. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Accounting Review.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

- 1 Guardianship of the person and estate granted 10/30/06.
- 2 First accounting is due for the period 10/30/06 – 10/30/07. No accounting is filed.
- 3 **Note:** Original bond in this matter was fixed at \$50,000. As of 1/1/08 per California Rules of Court 7.207, an additional bond to cover the costs of recovery shall be filed on or before 6/30/08. **It would appear an additional bond is required in the amount of \$5,000 (10% of \$50,000 = \$5,000).**

RECOMMENDATION

Court may wish to set OSC re bond increase for 30 days out. Also, when an accounting is not filed as required, the court shall take action as specified in Pr.C. § 2620.2. Clerk to notice bonding company (tabbed in file).

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: SG SS05257

SEE PAGE 5 ALSO

CASE NAME: MTR OF JOSHUA E HARRIS ET AL

HEARING:

FIRST Account and Report of STEPHANIE M GUZMAN and Petition for allowance of fees filed.

COUNSEL:

STEPHANIE M GUZMAN (GPE)...KARIN HORSPOOL
JOSHUA E HARRIS (MIN)...
ANISSA J RAMOS (MIN)...

No moving documents in file.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: SG SS05647

SEE PAGE 7 ALSO

CASE NAME: MTR RE JONATHAN A MORENO ET AL

HEARING:

Petition for Termination of Guardianship

COUNSEL:

BRENDA S DANIELS (GP)...WELCH DACRE & ASSOCIATES, P.C.
JONATHAN A MORENO (MIN)...
ADRIENNE DURAN-DANIELS (MIN)...
SALVADOR DURAN ENRIQUEZ (FAT)...HERREMAN LAW FIRM
LESLIE SELDEN (PRO/PER)...PRO/PER

GENERAL INFORMATION **continued from 9/4/07. Court referred matter to Court Investigator for investigation and recommendation.**

Continued from 12/03/07. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON

Petition for termination of guardianship.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Temporary guardianship granted 12/26/06.
2. Hearing/trial on general guardianship petition has been continued many times, MSC currently set. See matter on next page.
3. Mother asserts she can care for minors, guardian is not fit.
4. Need new CI report filed.

RECOMMENDATION

Court's discretion.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE Judge Wilfred J. Schneider

DATE: 05/12/08 TIME: 1:30 DEPT: S8P

CASE #: SG SS05647

SEE PAGE 6 ALSO

CASE NAME: MTR RE JONATHAN A MORENO ET AL

HEARING:

Hearing Re: MANDATORY SETTLEMENT CONFERENCE.

COUNSEL:

BRENDA S DANIELS (GP)...WELCH DACRE & ASSOCIATES, P.C.
JONATHAN A MORENO (MIN)...
ADRIENNE DURAN-DANIELS (MIN)...
SALVADOR DURAN ENRIQUEZ (FAT)...HERREMAN LAW FIRM
LESLIE SELDEN (PRO/PER)...PRO/PER

No calendar notes will be prepared as this is on for a Mandatory Settlement Conference.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: GARSS700195

CASE NAME: MTR RE MICHAEL ANTHONY WASHINGTON

HEARING:

Hearing Re: PETITION FOR ORDER DIRECTING DEPOSIT OF FUNDS.

COUNSEL:

JMYYA L WASHINGTON (GE)...E. JOAN NELMS
MICHAEL ANTHONY WASHINGTON (MIN)...

GENERAL INFORMATION

Continued from 9/25/07 at request of counsel to clear notes.

Continued from 10/22/07 to receive accounting. Supplement filed 10/18/07 had not made the file or notes.

At 11/19/07 gearing, no appearance and the matter was taken off calendar.

On 4/2/08, petitioner's ex parte request to reset matter was granted.

THIS CASE IS SET FOR HEARING ON Petition for Order Directing Deposit of Funds

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Petitioner is the mother of minor. Petitioner alleges minor is entitled to receive the sum of \$23,313.11 plus interest from an account held in his deceased grandmother's name. Petitioner requests authority to place funds in a blocked account. **Supp: Petitioner states that bank is holding an account due toe minor but information will not yet be released. Petitioner adds a request that the court instruct Wells Fargo to release all accounts belonging to minor.**
2. Petitioner further requests authority to pay attorney's fees of \$1,000 from said funds. Need itemization of attorney's time and hourly rate per CRC 7.551(b) and 7.702. **Supp: Itemization filed, claims itemization is attached. There is no itemization attached. Need new supplement.**

3. Petitioner is not the court appointed guardian of minor's estate. Question how authority to receive minor's funds can be had without guardianship of estate (a mother is not the natural guardian of estate of minor.) Need verified supplement or P&As supporting request.
4. Need to file notice of hearing and proof of service. (Proof of service filed for 10/22/08 hearing. Mater was later taken off calendar and has been revived by court order. Appears new notice would be required.)

RECOMMENDATION

Need to clear notes. Court may wish to order petitioner to file a petition for guardianship of the estate.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: GARSS800055

SEE PAGE 3 ALSO

CASE NAME: IN THE MATTER RE SHAWN CHRISTOPHER LEE GARVEY, ETA

HEARING:

Petition for Appointment of Guardian

COUNSEL:

ALICIA M FOX (PET)...PRO/PER
KENNETH J CALLAWAY (GP)...PRO/PER
SHAWN CHRISTOPHER GARVEY (MIN)...
SHAE'LEE ELLEN GARVEY (MIN)...
BARBARA L LINVILLE (MOT)...PRO/PER

GENERAL INFORMATION

Temporary orders denied on 2/28/08

Continued from 03/24/08 to clear notes.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by sister and brother-in-law, minors 15 and 13

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Father is deceased.
2. Need to file proof of personal service on mother, caretaker and both minors.
3. Need to file proof of mailed service on PGM, MGPs and siblings over 12 years of age or due diligence declaration(s).
4. There is a note in the file there is a related family law case re child custody/visitation. However, do not see related case number. Court may wish to inquire case number and status of the orders re custody/visitation.
5. Court may wish to review Confidential Screening forms (tabbed)
6. Need to file Guardianship Questionnaire for proposed co-guardian, Kenneth Callaway.
7. **Written objections filed by mother.**

8. Court may wish to refer to Court Investigator for investigation and report.

RECOMMENDATION

Need to clear notes then set for contested hearing.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: GARSS800055

SEE PAGE 2 ALSO

CASE NAME: IN THE MATTER RE SHAWN CHRISTOPHER LEE GARVEY, ETA

HEARING:

Petition for VISITATION FOR SHAWN CHRISTOPHER GARVEY ET AL

COUNSEL:

ALICIA M FOX (PET)...PRO/PER
KENNETH J CALLAWAY (GP)...PRO/PER
SHAWN CHRISTOPHER GARVEY (MIN)...
SHAE'LEE ELLEN GARVEY (MIN)...
BARBARA L LINVILLE (MOT)...PRO/PER

No moving papers in file. See prior page.

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: GARSS800076

CASE NAME: IN THE MATTER RE MALAKI NILA

HEARING:

Petition for Appointment of Guardian

COUNSEL:

JOSH NILA	(PET)...PRO/PER	
MALAKI NILA	(MIN)...	
JEANNE GUILLEN	(TP)...PRO/PER	
SCOTT M SCOTT	(PRO/PER)...PRO/PER
LENA CURD	(PRO/PER)...PRO/PER

GENERAL INFORMATION

Continued from 04/01/08. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, person only, by PGF, minor 22 months.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Petitioner alleges DCS is requesting a guardianship to avoid the minor going into foster care. However, the UCCJEA states that the child has been in petitioners home since 8/06.
2. Father nominates proposed guardian and waives notice.
3. Suggest court review confidential screening form and guardianship questionnaire (tabbed).
4. CI report filed. **Jurisdictional issues raised.**
5. **MGP's filed written objections.**
6. **Mother filed written objections.**

RECOMMENDATION

See CI report.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: GARSS800115

CASE NAME: IN THE MATTER RE STEVEN T ANDRADE

HEARING:
Petition for Appointment of Guardian

COUNSEL:
VANESSA Y OSBURN (PET)...PRO/PER
STEVEN T ANDRADE (MIN)...

GENERAL INFORMATION
Temporary guardianship denied on 04/14/08.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of guardianship, person only by Aunt, minor 19 months.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. Mother signed nomination, consent, and notice waiver.
3. Need notice of hearing and proof of mailed service on father.
4. The mandatory Child Information Attachment (GC-210(CA)) is not attached to the petition. Need same and review of the form re relatives of the minor, Indian ancestry, etc.
5. Need notice of hearing and proof of mailed service on MGPs. (Other service may also be due after review of Child Information Attachment that is due.)
6. See confidential screening form and Guardianship Questionnaire, tabbed yellow.

RECOMMENDATION
Need to clear notes.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: SG SS03695

CASE NAME: MTR OF BRADLEY K. WELLS

HEARING:
Petition for Appointment of Guardian

COUNSEL:

HARRIETTE ARTLEY	(GP)...NICOLE ANDER SON
BRADLEY K. WELLS	(MIN)...YOLANDA GARZA
CYNTHIA JOHNSON	(MOT)...PRO/PER

GENERAL INFORMATION Temporary guardianship denied 1/11/08.
Continued from 2/4/08. Court referred matter to Court Investigator.

Continued from 03/24/08. Harriette Artley was ordered to review Court Investigator report and file a rebuttal and serve on Cynthia Johnson by 04/29/08. Documents filed. Court also referred matter to FCS.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by paternal aunt, minor 12.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Prior guardianship terminated in 1996. The case was opened via a guardianship petition in 2002. Temporary guardianship granted to petitioner on 8/9/02. Trial and review dates on general petition were continued through many dates in 2003 and 2004. On 8/9/04, court vacated the temporary guardianship and ordered minor returned to mother. Hearings on general guardianship again continued many times. General guardianship petition denied 5/27/05 after trial. Prior guardian/temporary guardian again petitions for guardian on basis minor is now 12 and should have a voice, wants guardianship.
2. Minor 12+ signed consent and notice waiver.
3. Mother personally served 1/18/08.
4. Father signed nomination, consent, and notice waiver. Document is a fax copy. Does court wish to require original?

5. Suggest court review Confidential Screening Form.
6. Unfavorable Court Investigator's report is filed as to guardianship (tabbed).
7. Declaration filed by petitioner, tabbed yellow.
8. Need FCS report.

RECOMMENDATION

Need FCS report then Court's discretion.

(/Cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: SG SS05536

CASE NAME: MTR OF JULIO IVAN REYES

HEARING:

FIRST Account and Report of LAURA CHONG and Petition for allowance of fees filed.

COUNSEL:

LAURA CHONG	(GE)...PRO/PER
JULIO IVAN REYES	(MIN)...

GENERAL INFORMATION

Accounting covers period: 4/24/07 – 9/17/07

Assets on hand: \$184,691.81 (cash in blocked account)

Continued from 12/17/07 to clear notes.

Continued from 02-04-08 on court's motion to clear notes.

Continued from 03/03/08 to clear notes. Petitioner was referred to GAP for assistance.

THIS CASE IS SET FOR HEARING ON First Account Current

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Need to file notice of hearing and proof of service. (Proof of service filed but it indicates that a "Guardianship of Estate" has been filed. Does not indicate service of an accounting.)
2. Petitioner waives fees for services as guardian during this accounting period.
3. Amended accounting filed to correct prior noted deficiencies (though not noted as an amended accounting – see 3/1/08 filing). Issues (need new amended accounting):
 - a. Petitioner has filed a new I&A as of the end of the accounting period. Instead, it would be proper to show an I&A with the initial account balances as of appointment then show interest received as receipts. It is improper to use I&As to establish current balances.
 - b. Bank statements (attached to I&A and not filed with accounting) do not cover ending period of account. Need bank statements verifying

balances on last day of accounting period. (in any event, the filing of a new I&A to establish the balance as of the end of accounting period is improper anyway as noted above).

- c. Accounting period stated as starting on 4/24/07. Letters were issued 9/2/06 and therefore the accounting does not reach back far enough to cover the entire period of appointment.

RECOMMENDATION

Need corrected accounting and proper notice.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE BRIAN D SAUNDERS

DATE: 05/12/08 TIME: 1:30 DEPT: S10P

CASE #: SG SS05565

CASE NAME: MTR RE JEFFREY ANTHONY

HEARING:
Petition for Termination of Guardianship

COUNSEL:
JENNA LYNN ANTHONY (GP)...PRO/PER
JESSICA SUZANNE ANTHONY (GP)...PRO/PER
JEFFREY ANTHONY (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for Termination of guardianship by guardian, minor 11.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Petitioner alleges that there are severe behavioral problems and that CPS has become involved and suggested that petitioner terminate guardianship and therefore the state can become involved.
2. Order dispensing notice on father, PGPs and MGF.
3. Mother personally served 4/27/08.

RECOMMENDATION
Court's discretion.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: GARSS700194

CASE NAME: MTR RE EVAN D WOLF

HEARING:

Hearing Re: PROOF OF BLOCKED ACCOUNT.

COUNSEL:

EVAN D WOLF	(PET)...	ANNETTE G DEBELLEFEUILLE
MARILEE SUE WOLF	(GE)...	ANNETTE G DEBELLEFEUILLE
EVAN D WOLF	(MIN)...	

GENERAL INFORMATION

Letters of Guardianship of estate issued 10/15/07.

Continued from 01/28/08. No appearance at the 01/28/08 hearing and court set OSC re failure to appear.

At 3/3/08 OSC re failure to appear, declaration was filed and court found good cause for failure to appear. Underlying hearing re proof of blocked account reset.

Counsel to provide bank documentation at next hearing.

THIS CASE IS SET FOR HEARING ON Proof of Blocked Account

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Petitioner was appointed guardian with a requirement that guardianship estate funds be place in a blocked account. Source of funds were from an estate distribution in Colorado. No proof of blocked account is filed.

RECOMMENDATION

Court's discretion.

(/cbr)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: GARSS800074

CASE NAME: MATTER RE: JOSHUA MARTINEZ

HEARING:

Hearing Re: OSC RE FAILURE TO APPEAR.

COUNSEL:

JAMES MARTINEZ (GPE)...PRO/PER
CHRISTIE MARTINEZ (GPE)...PRO/PER
JOSHUA MARTINEZ (MIN)...

GENERAL INFORMATION

Temporary orders granted on 3/13/08 with requirement of funds being placed in blocked account.

This hearing was set for non-appearance on 04/07/08. Nothing new filed. Notes below are re underling petition.

THIS CASE IS SET FOR HEARING ON Failure to appear

Petition for Guardianship, person and estate, filed by maternal uncle and spouse, minor 12

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Petitioner requests that in lieu of bond, the guardianship funds be placed in a blocked account. Source of funds are from minor's deceased grandmother's life insurance policy. Amount unknown. JTD
2. Mother was personally served on 3/12/08.
3. Minor has signed waiver and consent.
4. The court previously dispensed with notice to father and PGPs as names/whereabouts were unknown.
5. Need to file proof of mailed service on MGF or due diligence declaration.

RECOMMENDATION

Need notice on MGF. If approved, court to set hearing on filing proof of blocked account (suggest 30 days). Set hearing on the filing of an inventory and appraisal for 12/15/08. Set hearing on accounting review for 07/20/09. Accounting to be filed 30 days in advance.

(/cbr)

Superior Court of Calif, County of San Bernardino

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San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: GARSS800088

CASE NAME: IN THE MATTER RE: STEPHANIE MARTINEZ

HEARING:

Petition for Appointment of Guardian

COUNSEL:

GUSTAVO P MEZA	(GP)...PRO/PER
ESPERANZA MEZA	(GP)...PRO/PER
STEPHANIE MARTINEZ	(MIN)...

GENERAL INFORMATION

Continued from 04/14/08 at request of DCS. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian of minor, person only by God Parents (non-relatives), minor 11.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED.

1. Person only, no bond.
2. Due diligence filed for father. JTD.
3. Mother deceased.
4. Due diligences filed for MGPs, PGPs. JTD.
5. Petitioner is a non-relative, need DCS report.
6. Petitioner enclosed notarized letter dated and signed on 03/23/07 by older sibling of the minor. However, this is not the required judicial council form to consent. Also what is the age of the older sibling who consents?
7. See confidential screening form, blue tab.

RECOMMENDATION

Need DCS report.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: GARSS800114

CASE NAME: MTR RE CESAR CASTANEDA

HEARING:
Petition for Appointment of Guardian

COUNSEL:
CELIA CASTANEDA (GP)...PRO/PER
CESAR CASTANEDA (MIN)...

GENERAL INFORMATION
Temporary guardianship granted 04/14/08.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardianship person only by Paternal Aunt, minor 8.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. Request to excuse notice filed on father. Judge to decide.
3. Need notice of hearing and proof of mailed service on MGPs.
4. **Objections filed by mother. She states that she has not seen court papers. There is no proof of service for mother. Suggest court require service of all papers at the hearing and set for contested hearing.**

RECOMMENDATION
Need notice, then set for contested hearing.

(cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: GARSS800124

CASE NAME: IN RE RUBEN I MALDONADO, JAZMYN B VALDEZ

HEARING:
Petition for Appointment of Guardian

COUNSEL:
MARIA D SANCHEZ (PET)...PRO/PER
RUBEN I MALDONADO (MIN)...
JAZMYN B VALDEZ (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petition for appointment of guardianship, person only by MGM, minors 11 and 9.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. No bond, person only.
2. Need certificate of assignment.
3. Mother personally served 4/23/08.
4. Due diligence filed for father (1). JTD.
5. Due diligences filed for PGPs (1). JTD.
6. Due diligence filed for father (2) and PGPs (2) on basis father is unknown. Copy of minor (2)'s birth certificate is attached to due diligence for father (2). However, while the name of the father is left blank, the father's state of birth is listed as CA and a specific birth date is listed, seeming to indicate that father (2)'s identity is known. Suggest court inquire.
7. Suggest court review confidential screening form, tabbed red.

RECOMMENDATION

Court's discretion.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: SG SS04854

CASE NAME: MTR RE ROBIN ELARIA FUERTE ET AL

HEARING:

Hearing Re: REVIEW VISITATION.

COUNSEL:

BEATRICE GONZALES	(GP)...PRO/PER
FRANK GONZALES	(GP)...PRO/PER
ROBIN ELARIA FUERTE	(MIN)...
ALEXANDRIA RAMIREZ	(MIN)...

No notes – review hearing set at 11/15/07 petition for termination of guardianship.

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 8:30 DEPT: S11P

CASE #: SG SS05471

CASE NAME: MTR OF LORENA,LUIS,MARIA MUNOZ

HEARING:
Petition for Appointment of Guardian

COUNSEL:

APRIL C MUNOZ	(GP)...PRO/PER
LORENA M MUNOZ	(MIN)...
LUIS F MUNOZ	(MIN)...
MARIA Y MUNOZ	(MIN)...
ROSALNDA RODRIGUEZ	(PET)...PRO/PER
JOHN RODRIGUEZ JR	(PET)...PRO/PER

GENERAL INFORMATION

Temporary orders denied on 3/11/08 as no emergency

Continued from 04/07/08. Father stated he intended to file objections. Referred to Court Investigator for investigation and report.

THIS CASE IS SET FOR HEARING ON Petition for Successor Guardianship, person only, by non-relative, minors 17, 15 and 11

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED;

1. Letters of Guardianship originally issued 9/11/06 to April Munoz, stepmother.
2. Petitioner is the mother of April Munoz.
3. Guardian has signed waiver and consent.
4. Two oldest minors have signed waiver and consent. Third minor also signed, but third minor will not turn 12 until 3/28/08.
5. Mother was personally served on 3/20/08. Note: Petitioner indicates mother's name is unknown.
6. Father was personally served on 3/21/08.
7. Need DCS report as petitioner is a non-relative.
8. CI report filed.

RECOMMENDATION Need DCS report. Suggest court inquire re objections by father. Court may wish to set date certain for filing of objections so that any failure to file by that date would be deemed a waiver of objections per CRC Rule 7.801.

(/cbr)

San Bernardino Superior Court
CIVCAL4 San Bernardino District
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE JOHN M PACHECO

DATE: 05/12/08 TIME: 9:00 DEPT: S11P

CASE #: GARSS700134

CASE NAME: MTR RE EMILY JAMES HERNANDEZ-VILLEGAS

HEARING:

Court Trial -- Estimated trial length *** hrs.

COUNSEL:

ADELA RIVERA MORENO (GP)...PRO/PER
EMILY JAMES HERNANDEZ-VILLEGAS(MIN)...
ALICIA VILLEGAS ROMERO (SG)...PRO/PER
JESUS VILLEGAS (SG)...PRO/PER

No notes as this is on for Trial